Charles Scandore 725 Miller Ave. Freeport, NY

Gina Taliercio 172 Debora Lane Plainview, NY 11803

Allied Interstate 300 Corporate Exchange Dr 5th Floor Columbus, OH 43231

American Express PO Box 1270 Newark, NJ 07101

Bank of America PO Box 15713 Wilmington, DE 19886

Bank of America PO Box 17404 Baltimore, MD 21297

Central Credit Services PO Box 15118 Jacksonville, FL 32239

Discover PO Box 15251 Wilmington, DE 19886

First Source PO Box 628 Buffalo, NY 14240 GE Money Bank PO Box 960061 Orlando, FL 32896

GMAC PO Box 78234 Phoenix, AZ 85062

HBSC Card Services PO Box 60102 City of Industry, CA 91716

HSBC PO Box 17332 Baltimore, MD 21297

HSBC Card Services PO Box 60102 City of Industry, CA 91716

Internal Revenue Service Special Proceedures 625 Fulton Street 10 Metrotech Center Brooklyn, NY 11201

Internal Revenue Service ACS Support PO Box 57 Bensavem, PA 19020

Jeffery Asher 410 Park Ave. New York, NY 10022

M & T Credit Services, LL PO Box 37258 Baltimore, MD 21297 Mann Bracken, LLP 1 Paces West Suite 1400 2727 Paces Ferry Rd. Atlanta, GA 30339

New York State Dept.Taxation & Finance Queens District Office 80-02 Kew Gardens Rd. Kew Gardens, NY 11415

NYS Dept. of Taxation & F Bankruptcy Unit PO Box 5300 Albany, NY 12205

Raymour & Flanigan PO Box 98796 Las Vegas, NV 89193

State of New York Office of the Attorney 120 Broadway New York, NY 10271

Us Dept of Justice Tax Division Ben Franklin Station Washington, DC 20044

Wells Fargo PO Box 98751 Las Vegas, NV 89193

Zwicker & Associates 130 Allens Creek Rd. Suite 101 Rochester, NY 14618

#### **B 1 (Official Form 1) (1/08)**

United States l Eastern Distr			Volunta	ry Petition		
Name of Debtor (if individual, enter Last, First, Middle): Scandore, Keith,	Name of Joint Do	Joint Debtor (Spouse) (Last, First, Middle):				
All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names):			Il Other Names used by the Joint Debtor in the last 8 years niclude married, maiden, and trade names):			
Last four digits of Soc. Sec. or Indvidual-Taxpayer I.D. (ITI more than one, state all): <b>XXX-XX-3454</b>	N) No./Complete EIN(if	Last four digits of than one, state al		vidual-Taxpayer I.D. (ITIN	N) No./Complete EIN(if more	
Street Address of Debtor (No. & Street, City, and State): 660 East Broadway Long beach, NY	CODE 115(1	Street Address o	f Joint Debtor (No.	& Street, City, and State		
County of Residence or of the Principal Place of Business:	CODE 11561	County of Reside	ence or of the Prince	cipal Place of Business:	P CODE	
Nassau  Mailing Address of Debtor (if different from street address	·)·	Mailing Address	of Joint Debtor (if	different from street addr		
	CODE	Waning Address	or John Debtor (II		P CODE	
Location of Principal Assets of Business Debtor (if different				ZI	r CODE	
•	,				P CODE	
Type of Debtor (Form of Organization) (Check one box.)  Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  Corporation (includes LLC and LLP) Partnership Other (If debtor is not one of the above entities, check this box and state type of entity below.)  Filing Fee (Check one box)  Full Filing Fee attached  Filing Fee to be paid in installments (applicable to ind signed application for the court's consideration certifyi unable to pay fee except in installments. Rule 1006(b)  Filing Fee waiver requested (applicable to chapter 7 in attach signed application for the court's consideration.	lividuals only). Must attach ng that the debtor is See Official Form 3A. ndividuals only). Must	c as defined in 11  ntity icable) organization nited States nue Code.)  Check one Debtor Debtor Check if: Debtor' insiders Check all a A plan Accepts	Chapter 7 Chapter 9 Chapter 12 Chapter 12 Chapter 13 Chapter 13  Debts are periodebts, defing \$ 101(8) as individual personal, fer hold purposes is a small business is not a small business is being filed with ances of the plan we	Rec Mai  Cha Rec Non  Nature of De (Check one boor or of the Check one	peter 15 Petition for rognition of a Foreign in Proceeding peter 15 Petition for rognition of a Foreign in Proceeding peter 15 Petition for rognition of a Foreign imain Proceeding  Bebts  OX)  Debts are primarily business debts.  S.C. § 101(51D).  1 U.S.C. § 101(51D).  excluding debts owed to	
Statistical/Administrative Information  ☐ Debtor estimates that funds will be available for distri ☐ Debtor estimates that, after any exempt property is excepenses paid, there will be no funds available for dist	cluded and administrative				THIS SPACE IS FOR COURT USE ONLY	
1- 50- 100- 200- 1,000- 49 99 199 999 5,000	5,001- 10,001- 25,00 10,000 25,000 50,00	,	Over 100,000			
Estimated Assets  \$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000 \$50,000 \$100,000 \$500,000 \$1 to \$100 million million	to \$50 to \$100	001 \$100,000,00 to \$500 million	1 \$500,000,001 to \$1 billion	More than \$1 billion		
Estimated Liabilities	to \$50 to \$100	001 \$100,000,00 to \$500 million	1 \$500,000,001 to \$1 billion	More than \$1 billion		

**B 1 (Official Form 1) (1/08)** FORM B1, Page 2

Voluntary Petit	nust be completed and filed in every case)						
Keith Scandore  All Prior Bankruptcy Cases Filed Within Last 8 Years (If more than two, attach additional sheet.)							
Location	All Thor bank uptcy cases Fired Within La	Case Number:	Date Filed:				
Where Filed:	NONE						
Location Where Filed:		Case Number:	Date Filed:				
	Pending Bankruptcy Case Filed by any Spouse, Partner o	r Affiliate of this Debtor (If more than one, attach ad	ditional sheet)				
Name of Debtor: NONE		Case Number:	Date Filed:				
District:		Relationship:	Judge:				
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  I, the attorney for the petitioner named in the foregoing petition, declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have explained the relief available under each such chapter. I further certify that I have delivered to the debtor the notice required by 11 U.S.C. § 342(b).    Exhibit A is attached and made a part of this petition.    X /s/ Michael J. Macco							
		Michael J. Macco, Esq.	11-2671938				
	or have possession of any property that poses or is alleged to pose a bit C is attached and made a part of this petition.	<b>hibit</b> $\mathbf{C}$ threat of imminent and identifiable harm to public health	th or safety?				
	Exh	nibit D					
(To be completed by	every individual debtor. If a joint petition is filed, each spouse must	t complete and attach a separate Exhibit D.)					
<b>☑</b> Exhibit D o	completed and signed by the debtor is attached and made a part of the	his petition.					
If this is a joint petiti							
Exhibit D	also completed and signed by the joint debtor is attached and made	ding the Debtor - Venue					
	(Check any	applicable box)					
<b>☑</b>	Debtor has been domiciled or has had a residence, principal place preceding the date of this petition or for a longer part of such 180 or		ays immediately				
	There is a bankruptcy case concerning debtor's affiliate. general pa	artner, or partnership pending in this District.					
	Debtor is a debtor in a foreign proceeding and has its principal place has no principal place of business or assets in the United States but this District, or the interests of the parties will be served in regard	t is a defendant in an action or proceeding [in a federal of					
		des as a Tenant of Residential Property oplicable boxes.)					
	Landlord has a judgment against the debtor for possession of debtor	or's residence. (If box checked, complete the following).					
		(Name of landlord that obtained judgment)					
		(Address of landlord)					
	Debtor claims that under applicable nonbankruptcy law, there are entire monetary default that gave rise to the judgment for possession	-	ed to cure the				
	Debtor has included in this petition the deposit with the court of ar filing of the petition.	ny rent that would become due during the 30-day period	after the				
	Debtor certifies that he/she has served the Landlord with this certifies	fication. (11 U.S.C. § 362(1)).					

B 1 (Official Form 1) (1/08) FORM B1, Page 3

Toluntary Petition	Name of Debtor(s):				
(This page must be completed and filed in every case)	Keith Scandore				
Sign	atures				
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative				
declare under penalty of perjury that the information provided in this petition is true nd correct.  If petitioner is an individual whose debts are primarily consumer debts and has	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.				
hosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12 r 13 of title 11, United States Code, understand the relief available under each such	(Check only <b>one</b> box.)				
hapter, and choose to proceed under chapter 7.  f no attorney represents me and no bankruptcy petition preparer signs the petition] I ave obtained and read the notice required by 11 U.S.C. § 342(b).	I request relief in accordance with chapter 15 of Title 11, United States Code.  Certified Copies of the documents required by § 1515 of title 11 are attached.				
request relief in accordance with the chapter of title 11, United States Code, specified n this petition.	Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the Chapter of title 11 specified in the petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.				
X s/ Keith Scandore	X Not Applicable				
Signature of Debtor Keith Scandore	(Signature of Foreign Representative)				
X Not Applicable					
Signature of Joint Debtor	(Printed Name of Foreign Representative)				
Telephone Number (If not represented by attorney)					
8/26/2009	Date				
Date Signature of Attorney	C!t				
X /s/ Michael J. Macco	Signature of Non-Attorney Petition Preparer				
Signature of Attorney for Debtor(s)	I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the				
Michael J. Macco, Esq. Bar No. 11-2671938	debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been				
Printed Name of Attorney for Debtor(s) / Bar No.	promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable				
Macco & Stern, LLP	by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor,				
Firm Name	as required in that section. Official Form 19 is attached.				
135 Pinelawn Road Suite 120 South					
Address	Not Applicable				
Melville, NY 11747	Printed Name and title, if any, of Bankruptcy Petition Preparer				
(/21) 540 7000					
(631) 549-7900 Telephone Number	Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of				
8/26/2009	the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)				
Date					
*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.	Address				
Signature of Debtor (Corporation/Partnership)	X Not Applicable				
declare under penalty of perjury that the information provided in this petition is true					
and correct, and that I have been authorized to file this petition on behalf of the lebtor.	Date Signature of bankruptcy petition preparer or officer, principal, responsible person, or				
The debtor requests the relief in accordance with the chapter of title 11, United States Code, specified in this petition.	partner whose Social-Security number is provided above.  Names and Social-Security numbers of all other individuals who prepared or assisted				
X Not Applicable	in preparing this document unless the bankruptcy petition preparer is not an individual.				
Signature of Authorized Individual	If more than one person prepared this document, attach to the appropriate official form for each person.				
Printed Name of Authorized Individual	A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or				
Title of Authorized Individual	both. 11 U.S.C. § 110; 18 U.S.C. § 156.				

Date

B 1D (Official Form 1, Exhibit D) (12/08)

## **UNITED STATES BANKRUPTCY COURT Eastern District of New York**

In re	Keith Scandore	Case No.	
	Debtor	·	(if known)

#### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH** CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can

dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another pankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
□ 2. Within the <b>180 days before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities or available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

☐ 4.lami	not required to receive a credit counseling briefing because of: <i>[Check the applicab</i>	)le
statement.] [Must be	accompanied by a motion for determination by the court.]	
	Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illn	es

ss or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);

B 1D (Official Form 1, Exh. D) (12/08) – Cont.

Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);

Active military duty in a military combat zone.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. ' 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:

S/ Keith Scandore

Keith Scandore

Doc 1 Filed 08/28/09

Entered 08/28/09 12:10:17

Case 8-09-76444-reg

Date: 8/26/2009

•	fficial Form 6A) (12/07)		
In re:	Keith Scandore	Case No.	
	Debtor	- (If known)	

# **SCHEDULE A - REAL PROPERTY**

Townhouse Condo 660 East Broadway Long Beach, NY 11561		J	\$ 500,000.00	\$ 576,000.00
DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM

(Report also on Summary of Schedules.)

B6B (	Official Form 6B) (12/07)		
In re Ke	Keith Scandore	Case No.	·
	Debtor	,	(If known)

## **SCHEDULE B - PERSONAL PROPERTY**

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1. Cash on hand	Х			
Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Capital One Checking Melville Account		100.00
Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		HSBC Checking Account 9th Street Brooklyn Branch		50.00
Security deposits with public utilities, telephone companies, landlords, and others.	X			
Household goods and furnishings, including audio, video, and computer equipment.		Misc Household goods & Furnishings		1,000.00
5. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6. Wearing apparel.		Misc Wearing Apparel		1,000.00
7. Furs and jewelry.		Misc Jewelry		250.00
Firearms and sports, photographic, and other hobby equipment.	X			
Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10. Annuities. Itemize and name each issuer.	X			
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s).	Х			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.		Fidelity IRA		10.00
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14. Interests in partnerships or joint ventures. Itemize.	X			
15. Government and corporate bonds and other negotiable and nonnegotiable instruments.	X			

# **SCHEDULE B - PERSONAL PROPERTY**

(Continuation Sheet)

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
16. Accounts receivable.	Х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	X			
<ol> <li>Other liquidated debts owed to debtor including tax refunds. Give particulars.</li> </ol>	X			
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	Х			
<ol> <li>Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.</li> </ol>	X			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	х			
<ol> <li>Patents, copyrights, and other intellectual property. Give particulars.</li> </ol>	X			
<ol> <li>Licenses, franchises, and other general intangibles. Give particulars.</li> </ol>	X			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	Х			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		2008 GMC Yukon (subject to lien)		40,000.00
26. Boats, motors, and accessories.		2005 30' Grady White (subject to lien)	J	110,000.00
27. Aircraft and accessories.	X			
28. Office equipment, furnishings, and supplies.	X			
<ol><li>Machinery, fixtures, equipment and supplies used in business.</li></ol>	X			
30. Inventory.	X			
31. Animals.	Х			
32. Crops - growing or harvested. Give particulars.	X			
33. Farming equipment and implements.	X			
34. Farm supplies, chemicals, and feed.	Х			
35. Other personal property of any kind not already listed. Itemize.	X			

B6B (0	Official Form 6B) (12/07) Cont.			
In re	Keith Scandore	Case No.		
	Debtor	<del></del> ,	(If known)	
	SCHEDULE B - PERS	_		

TYPE OF PROPERTY	NONE	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY, WITH- OUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
		2 continuation sheets attached Tot	al >	\$ 152,410.00

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.)

B6C (	Official Form 6C) (12/07)			
In re	Keith Scandore		Case No.	
		Debtor		(If known)

# **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	☐ Check if debtor claims a homestead exemption that exceeds \$136,875
☐11 U.S.C. § 522(b)(2)	
711 U.S.C. & 522/b)/3)	

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTION		
Capital One Checking Melville Account	Debt. & Cred. Law § 283	100.00	100.00		
Fidelity IRA	Debt. & Cred. Law § 282, Ins. Law §4607, CPLR §5205(c)	10.00	10.00		
HSBC Checking Account 9th Street Brooklyn Branch	Debt. & Cred. Law § 283	50.00	50.00		
Misc Household goods & Furnishings	CPLR § 5205(a)(5)	1,000.00	1,000.00		
Misc Jewelry	CPLR §5205(a)(6)	250.00	250.00		
Misc Wearing Apparel	CPLR § 5205(a)(5)	1,000.00	1,000.00		

B6D (Official Form 6D) (12/07)

In re	Keith Scandore		· · · · · · · · · · · · · · · · · · ·	Case No.	(If known)
		Dobtor			(IT KNOWN)

# **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND AN ACCOUNT NUMBER (See Instructions, Above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 6921473275  Bank of America PO Box 17404  Baltimore, MD 21297		J	2nd Mortgage Townhouse Condo 660 East Broadway Long Beach, NY 11561 VALUE \$500,000.00				64,000.00	64,000.00
ACCOUNT NO. 6058861755  Bank of America PO Box 17404  Baltimore, MD 21297	х	J	Mortgage Townhouse Condo 660 East Broadway Long Beach, NY 11561 VALUE \$500,000.00				512,000.00	12,000.00
ACCOUNT NO. 103913713370  GMAC  PO Box 78234  Phoenix, AZ 85062			Car Ioan 2008 GMC Yukon (subject to lien) VALUE \$40,000.00				43,985.00	3,985.00
ACCOUNT NO. 69519670001  M & T Credit Services, LLC PO Box 37258  Baltimore, MD 21297	х	J	Boat loan 2005 30' Grady White (subject to lien) VALUE \$110,000.00				158,510.00	48,000.00

continuation sheets attached

Subtotal → (Total of this page)

Total > (Use only on last page)

\$ 778,495.00 \$ 127,985.0	10	127,985.00	\$ 778,495.00	\$
	0	127,985.00	\$ 778,495.00	\$

(Report also on Summary of (If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

B6E	E (Official Form 6E) (12/07)	
In r	e Keith Scandore	Case No.
	Debtor	(If known)
	SCHEDULE E - CREDITORS HOLDIN	G UNSECURED PRIORITY CLAIMS
	Check this box if debtor has no creditors holding unsecured priority claims to rep	port on this Schedule E.
TYF	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in	n that category are listed on the attached sheets.)
	Domestic Support Obligations	
	Claims for domestic support that are owed to or recoverable by a spouse, former consible relative of such a child, or a governmental unit to whom such a domestic subsection of J.S.C. § 507(a)(1).	
	Extensions of credit in an involuntary case	
арро	Claims arising in the ordinary course of the debtor's business or financial affairs ointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).	after the commencement of the case but before the earlier of the
	Wages, salaries, and commissions	
	Wages, salaries, and commissions, including vacation, severance, and sick leave pendent sales representatives up to \$10,950* per person earned within 180 days sation of business, whichever occurred first, to the extent provided in 11 U.S.C. §	immediately preceding the filing of the original petition, or the
	Contributions to employee benefit plans	

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).

	Certain farmers and fishermen
	Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals
that	Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, were not delivered or provided. 11 U.S.C. § 507(a)(7).
<b>√</b>	Taxes and Certain Other Debts Owed to Governmental Units
	Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution
	Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of ernors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. 17 (a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated
anot	Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or ther substance. 11 U.S.C. § 507(a)(10).
	* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of

3 continuation sheets attached

adjustment.

B6E (Official Form 6E) (12/07) - Cont.

In re	Keith Scandore		Case No.			
	- Italii Galiagia	Debtor		(If known)		
		Deploi				

## **SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS**

(Continuation Sheet)

	Ţ	уре	of Priority: Taxes and Cer	tain	Othe	er De	ebts Owed to	Governmental l	Jnits
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
Internal Revenue Service ACS Support PO Box 57 Bensavem, PA 19020			Past due Income tax 2005 - 2006				68,498.85	68,498.85	\$0.00
Internal Revenue Service Special Proceedures 625 Fulton Street 10 Metrotech Center Brooklyn, NY 11201			Past due income tax 2005 - 2006				Duplicate	Duplicate	\$0.00
New York State Dept.Taxation & Finance Queens District Office 80-02 Kew Gardens Rd. Kew Gardens, NY 11415			Past due income taxes 2005 - 2006				8,000.00	8,000.00	\$0.00
NYS Dept. of Taxation & Finance Bankruptcy Unit PO Box 5300 Albany, NY 12205			For noticing purpose only Re: Past due income taxes 2005 - 2006				Duplicate	Duplicate	\$0.00
ACCOUNT NO.  State of New York  Office of the Attorney 120 Broadway  New York, NY 10271			For noticing purpose only Re: Past due 2005 - 2006 Income Taxes				Duplicate	Duplicate	\$0.00
Us Dept of Justice Tax Division Ben Franklin Station Washington, DC 20044			For noticing purpose only Re: Past due taxes 2005-2006				Duplicate	Duplicate	\$0.00
Sheet no. 2 of 3 continuation sheets attached to Sched Creditors Holding Priority Claims	ule o	f	(Totals of	Subto this pa		\$	76,498.85	\$ 76,498.85	0.00
			(Use only on last page of the comple Schedule E. Report also on the Sum Schedules.)	ted mary o		\$	76,498.85		
			(Use only on last page of the comple Schedule E. If applicable, report also Statistical Summary of Certain Liabil and Related Data.)	ted on the	al ≻			\$ 76,498.85	0.00

Doc 1 Filed 08/28/09 Entered 08/28/09 12:10:17 Case 8-09-76444-reg

B6E (Official Form 6E) (12/07) - Cont. Case No. In re **Keith Scandore** (If known) Debtor

## SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

(Continuation Sheet)

Sheet no.  $\underline{3}$  of  $\underline{3}$  continuation sheets attached to Schedule of Creditors Holding Priority Claims

Subtotals > (Totals of this page)

Total ➤

(Use only on last page of the completed Schedule E. Report also on the Summary of Schedules.) Total ➤

(Use only on last page of the completed Schedule E. If applicable, report also on the Statistical Summary of Certain Liabilities and Related Data.)

\$ 0.00	\$ 0.00	\$ 0.00
\$ 76,498.85		
	\$ 76,498.85	\$ 0.00

		Dobtor	(If known)	
In re	Keith Scandore		Case No.	
B6F (Of	ficial Form 6F) (12/07)			

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Crieck this box if debtor has no creditor		9	unsecured claims to report on this ochedule i.				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 6034590227066930  Allied Interstate 300 Corporate Exchange Dr 5th Floor Columbus, OH 43231			For Noticing Purpose Only Re GE Money Bank				Duplicate
ACCOUNT NO. 371294200312007  American Express PO Box 1270 Newark, NJ 07101			Credit Card				85,000.00
ACCOUNT NO. 37463190822349  Bank of America PO Box 15713 Wilmington, DE 19886			Credit Card				55,000.00
ACCOUNT NO.  Central Credit Services PO Box 15118 Jacksonville, FL 32239			For Noticing Purpose Only Re: Wells Fargo				Duplicate

3 Continuation sheets attached

Subtotal > \$ 140,000.00

Total > \$

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (O	ficial Form 6F) (12/07) - Cont.			
In re	Keith Scandore		Case No.	
		Debtor	(It	known)

### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

			(Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	соревтоя	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 6011002360345318							11,000.00
Discover PO Box 15251 Wilmington, DE 19886			Credit Card				
ACCOUNT NO. 374631908228349							Duplicate
First Source PO Box 628 Buffalo, NY 14240			For Noticing Purpose Only Re: Bank of America				
ACCOUNT NO. 60345902270227066930							6,100.00
GE Money Bank PO Box 960061 Orlando, FL 32896			Credit Card				
ACCOUNT NO. 7824149103357384							11,000.00
HBSC Card Services PO Box 60102 City of Industry, CA 91716			Credit Card				
ACCOUNT NO. 3724631999639495			2				29,000.00
HSBC PO Box 17332 Baltimore, MD 21297			Personal Loan				

Sheet no.  $\underline{1}$  of  $\underline{3}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 57,100.00

Total > chedule F.)

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (O	ficial Form 6F) (12/07) - Cont.			
In re	Keith Scandore		Case No.	
		Debtor	(It	known)

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

			(Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 5491098627977175							5,200.00
HSBC Card Services PO Box 60102 City of Industry, CA 91716			Credit Card				
ACCOUNT NO.							Duplicate
Jeffery Asher 410 Park Ave. New York, NY 10022			For Noticing Purpose Only Attorney for American Express				
ACCOUNT NO.							0.00
Mann Bracken, LLP 1 Paces West Suite 1400 2727 Paces Ferry Rd. Atlanta, GA 30339			For Noticing Purpose Only Attorney for Discover				
ACCOUNT NO. 8960546387							5,000.00
Raymour & Flanigan PO Box 98796 Las Vegas, NV 89193		Credit Card					
ACCOUNT NO. 4071100020198895							6,000.00
Wells Fargo PO Box 98751 Las Vegas, NV 89193			Credit Card				

Sheet no.  $\,\underline{2}\,$  of  $\underline{3}\,$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > 16,200.00

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.							
In re	Keith Scandore	Case No					
	Debtor	<del></del> ,	(If known)				

## SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

			(Community)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	соревтоя	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
7824149103357384  Zwicker & Associates			For Noticing Purpose Only				Duplicate
130 Allens Creek Rd. Suite 101 Rochester, NY 14618			Re: HSBC				

Sheet no.  $\underline{3}$  of  $\underline{3}$  continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal > \$ 0.00

Total > \$ 213,300.00

(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

86G (Official Form 6G) (12/07)	
In re: Keith Scandore Debtor	, Case No(If known)
SCHEDULE G - EXECUTORY CON	NTRACTS AND UNEXPIRED LEASES
☑ Check this box if debtor has no executory contracts or unexpired I	eases.
NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST, STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

B6H (Official Form 6H) (12/07)			
In re: Keith Scandore		Case No.	
	Debtor		(If known)

# **SCHEDULE H - CODEBTORS**

☐ Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
Gina Taliercio	Bank of America
172 Debora Lane	PO Box 17404
Plainview, NY 11803	Baltimore, MD 21297
Charles Scandore	M & T Credit Services, LLC
725 Miller Ave.	PO Box 37258
Freeport, NY	Baltimore, MD 21297

B6I (Of	ficial Form 6I) (12/07)			
In re	Keith Scandore		Case No.	
		Debtor		(If known)

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: <b>Single</b>	DEPENDENTS OF	DEBTOR AN	D SPOUSE		
·	RELATIONSHIP(S):			AGE	E(S):
Employment:	DEBTOR		SPOUSE		
Occupation Mana	ager				
Name of Employer Lend	America				
How long employed 1 year	ar				
V-V -	Broadhollow Rd. ille, NY 11747				
INCOME: (Estimate of average or case filed)	projected monthly income at time		DEBTOR		SPOUSE
1. Monthly gross wages, salary, an	d commissions	\$	12,874.18	\$	
(Prorate if not paid monthly.) 2. Estimate monthly overtime		\$	0.00	\$	
3. SUBTOTAL		\$	12.874.18	\$	
4. LESS PAYROLL DEDUCTION	S	I	,	-	
a. Payroll taxes and social se	ecurity	\$ _	3,164.56	\$ _	
b. Insurance		\$ _	401.58	\$_	
c. Union dues		\$	0.00	\$_	
d. Other (Specify)		\$	0.00	\$_	
5. SUBTOTAL OF PAYROLL DE	DUCTIONS	\$	3,566.14	\$	_
6. TOTAL NET MONTHLY TAKE	HOME PAY	\$	9,308.04	\$	
7. Regular income from operation of	of business or profession or farm				
(Attach detailed statement)		\$	0.00	\$ _	
8. Income from real property		\$	0.00	\$_	
9. Interest and dividends		\$	0.00	\$_	
<ol> <li>Alimony, maintenance or support debtor's use or that of dependent</li> </ol>	ort payments payable to the debtor for the dents listed above.	\$	0.00	\$	
11. Social security or other governorm (Specify)	ment assistance	\$	0.00	\$_	
12. Pension or retirement income		\$	0.00	\$	_
13. Other monthly income					
(Specify)		\$	0.00	\$ -	
14. SUBTOTAL OF LINES 7 THE	ROUGH 13	\$	0.00	\$	
15. AVERAGE MONTHLY INCOM	ME (Add amounts shown on lines 6 and 14)	\$	9,308.04	\$	
16. COMBINED AVERAGE MON totals from line 15)	THLY INCOME: (Combine column	_	\$ 9,308	3.04	
101111111111111111111111111111111111111		(Beport al	so on Summary of Sch	edule	s and, if applicable, on

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document.:

<sup>\*</sup> Debtor income was recently reduced \*

B6J (Official Form 6J) (12/07)	
--------------------------------	--

In re Keith Scandore		Case No.
	Debtor	(If known)

## SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly exper		
<ul> <li>differ from the deductions from income allowed on Form22A or 22C.</li> <li>Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a seperate expenditures labeled "Spouse."</li> </ul>	arate schedule of	
Rent or home mortgage payment (include lot rented for mobile home)	\$	3,071.00
a. Are real estate taxes included? Yes No ✓	· —	3,071.00
b. Is property insurance included? Yes No		
2. Utilities: a. Electricity and heating fuel	\$	300.00
b. Water and sewer	\$	85.00
c. Telephone	\$	150.00
d. Other <b>Alarm</b>	\$	30.00
3. Home maintenance (repairs and upkeep)		425.00
4. Food	\$	975.00
5. Clothing	\$	125.00
6. Laundry and dry cleaning	\$	125.00
7. Medical and dental expenses	\$	150.00
8. Transportation (not including car payments)	\$	450.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	150.00
10. Charitable contributions	\$	100.00
11. Insurance (not deducted from wages or included in home mortgage payments)		<del>.</del>
a. Homeowner's or renter's	\$	0.00
b. Life	\$	0.00
c. Health	\$	0.00
d. Auto	\$	220.00
e. Other Boat Insurance	\$	100.00
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify) Property Taxes	\$	1,000.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	•	1,000.00
a. Auto	\$	721.00
b. Other Boat Loan	\$	1,291.00
14. Alimony, maintenance, and support paid to others	\$	
15. Payments for support of additional dependents not living at your home	\$ <u> </u>	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	<u> </u>	0.00
	\$ <u> </u>	0.00 165.00
17. Other Cable TV, Internet & Phone		105.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	9,633.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the	filing of this docu	
20. STATEMENT OF MONTHLY NET INCOME		
a. Average monthly income from Line 15 of Schedule I	\$	9,308.04
b. Average monthly expenses from Line 18 above	\$	9,633.00
c. Monthly net income (a. minus b.)	\$	-324.96

B6 Summary (Official Form 6 - Summary) (12/07)

## United States Bankruptcy Court Eastern District of New York

In re	Keith Scandore	Case No.
	Debtor	Chapter <b>7</b>

## **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 500,000.00		
B - Personal Property	YES	3	\$ 152,410.00		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$ 778,495.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	4		\$ 76,498.85	
F - Creditors Holding Unsecured Nonpriority Claims	YES	4		\$ 213,300.00	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$ 9,308.04
J - Current Expenditures of Individual Debtor(s)	YES	1			\$ 9,633.00
тот	AL	18	\$ 652,410.00	\$ 1,068,293.85	 

#### Form 6 - Statistical Summary (12/07)

# United States Bankruptcy Court Eastern District of New York

n re	Keith Scandore	Case No.	
	Debtor	, Chapter	7
			ATA (00 II 0 0 0 4 TO)
	STATISTICAL SLIMMARY OF CERTAIN LIARILITI	ES AND RELATED (	1ATA (28 H S C & 159)

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 76,498.85
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$
Student Loan Obligations (from Schedule F)	\$
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E.	\$
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$
TOTAL	\$ 76,498.85

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 9,308.04
Average Expenses (from Schedule J, Line 18)	\$ 9,633.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C Line 20)	\$ 12,874.18

## United States Bankruptcy Court Eastern District of New York

In re	Keith Scandore		Case No.	
		Debtor	Chapter	7

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$127,985.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 76,498.85	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$
4. Total from Schedule F		\$213,300.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$341,285.00

n re Keith Scandore	,	Case No.
	Debtor	(If know
DECLARATION	I CONCERNING DEBTOR'S S	CHEDULES
DECLARATION UN	IDER PENALTY OF PERJURY BY INDIVI	DUAL DEBTOR
. , , , ,	the foregoing summary and schedules, consisting of fmy knowledge, information, and belief.	20
ets, and that they are true and correct to the best of		
eets, and that they are true and correct to the best of	f my knowledge, information, and belief.	
eets, and that they are true and correct to the best of	f my knowledge, information, and belief.  Signature: s/ Keith Scando	

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

(NOT APPLICABLE)

B7 (Official Form 7) (12/07)

# UNITED STATES BANKRUPTCY COURT Eastern District of New York

In re:	Keith Scandore	Case No.	
	Debtor	(If known)	)

#### STATEMENT OF FINANCIAL AFFAIRS

#### 1. Income from employment or operation of business

None

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

73,073.00 Employment 2008

93,229.42 Employment 2009 to date

#### 2. Income other than from employment or operation of business

None **☑** 

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE FISCAL YEAR PERIOD

#### 3. Payments to creditors

#### Complete a. or b., as appropriate, and c.

None **☑**  a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS

AMOUNT PAID AMOUNT STILL OWING

2

None  $\mathbf{\Lambda}$ 

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATES OF PAYMENTS/ **TRANSFERS** 

**AMOUNT** PAID OR VALUE OF **TRANSFERS** 

**AMOUNT** STILL **OWING** 

None  $\mathbf{\Delta}$ 

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF **PAYMENT**  **AMOUNT** PAID

**AMOUNT** STILL OWING

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None Ø

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**CAPTION OF SUIT** AND CASE NUMBER

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATIO

STATUS OR DISPOSITION

M

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DESCRIPTION OF PERSON FOR WHOSE DATE OF AND VALUE OF BENEFIT PROPERTY WAS SEIZED **SEIZURE PROPERTY** 

#### 5. Repossessions, foreclosures and returns

None  $\mathbf{\Delta}$ 

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN

DESCRIPTION AND VALUE OF **PROPERTY** 

#### 6. Assignments and receiverships

None 

✓

a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

TERMS OF

3

NAME AND ADDRESS DATE OF ASSIGNMENT
OF ASSIGNEE ASSIGNMENT OR SETTLEMENT

None **☑**  b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS

NAME AND ADDRESS

OF COURT

OF CUSTODIAN

NAME AND ADDRESS

OF COURT

DATE OF

AND VALUE OF

ORDER

PROPERTY

#### 7. Gifts

None **☑**  List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS	RELATIONSHIP		DESCRIPTION
OF PERSON	TO DEBTOR,	DATE	AND VALUE OF
OR ORGANIZATION	IF ANY	OF GIFT	GIFT

#### 8. Losses

None **☑**  List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION DESCRIPTION OF CIRCUMSTANCES AND, IF

AND VALUE OF LOSS WAS COVERED IN WHOLE OR IN PART DATE OF

PROPERTY BY INSURANCE, GIVE PARTICULARS LOSS

#### 9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE OF PAYMENT,

OF PAYEE

NAME OF PAYOR IF

DESCRIPTION AND VALUE

OTHER THAN DEBTOR

OF PROPERTY

Macco & Stern, LLP 135 Pinelawn Road Suite 120 South Melville, NY 11747 For services rendered in connection with this instant filing 4,250.00 filing fee \$299.00 see 2016 & 2017 statement attached.

#### 10. Other transfers

None  $\mathbf{\Lambda}$ 

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE.

RELATIONSHIP TO DEBTOR

**DESCRIBE PROPERTY TRANSFERRED** 

4

AND VALUE RECEIVED

None  $\square$ 

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

DATE

NAME OF TRUST OR OTHER

**DEVICE** 

DATE(S) OF TRANSFER(S) AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR

INTEREST IN PROPERTY

#### 11. Closed financial accounts

None  $\mathbf{\Delta}$ 

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION

TYPE OF ACCOUNT, LAST FOUR AMOUNT AND DIGITS OF ACCOUNT NUMBER, DATE OF SALE AND AMOUNT OF FINAL BALANCE **OR CLOSING** 

#### 12. Safe deposit boxes

None  $\mathbf{\Lambda}$ 

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY NAMES AND ADDRESSES OF THOSE WITH ACCESS **DESCRIPTION** OF

DATE OF TRANSFER OR SURRENDER,

TO BOX OR DEPOSITOR **CONTENTS** IF ANY

#### 13. Setoffs

None V

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF **SETOFF** 

#### 14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS DESCRIPTION AND VALUE OF OWNER OF PROPERTY

OF OWNER OF PROPERTY LOCATION OF PROPERTY

5

#### 15. Prior address of debtor

None **☑** 

 $\mathbf{Q}$ 

If debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

#### 16. Spouses and Former Spouses

None **☑**  If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor 's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

#### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None

Ø

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL

ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

None **✓** 

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND NAME AND ADDRESS DATE OF ENVIRONMENTAL ADDRESS OF GOVERNMENTAL UNIT NOTICE LAW

6

None  $\square$ 

List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT DOCKET NUMBER

STATUS OR DISPOSITION

#### 18. Nature, location and name of business

None Ø

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the business, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

LAST FOUR DIGITS

OF SOCIAL SECURITY ADDRESS OR OTHER INDIVIDUAL NATURE OF **BUSINESS** 

TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN BEGINNING AND ENDING

**DATES** 

None  $\square$ 

NAME

Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME **ADDRESS** 

#### 19. Books, records and financial statements

None  $\mathbf{\Lambda}$ 

a. List all bookkeepers and accountants who within two years immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

#### NAME AND ADDRESS

#### DATES SERVICES RENDERED

None Ø

b. List all firms or individuals who within two years immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

**NAME ADDRESS DATES SERVICES RENDERED** 

None  $\mathbf{Q}$ 

c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME ADDRESS

None  $\mathbf{\Lambda}$ 

d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within two years immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

20. Inventories

None 

✓

a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY

INVENTORY SUPERVISOR

DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other

basis)

None ✓ b. List the name and address of the person having possession of the records of each of the inventories reported in a., above.

NAME AND ADDRESSES OF CUSTODIAN

DATE OF INVENTORY

OF INVENTORY RECORDS

21. Current Partners, Officers, Directors and Shareholders

None **☑**  a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

7

None **☑**  b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NATURE AND PERCENTAGE

NAME AND ADDRESS

**TITLE** 

OF STOCK OWNERSHIP

### 22. Former partners, officers, directors and shareholders

None 
✓

a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME

**ADDRESS** 

DATE OF WITHDRAWAL

None **☑**  b. If the debtor is a corporation, list all officers or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS

TITLE

DATE OF TERMINATION

#### 23. Withdrawals from a partnership or distributions by a corporation

None ☑ If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT,

RELATIONSHIP TO DEBTOR

DATE AND PURPOSE OF WITHDRAWAL AMOUNT OF MONEY
OR DESCRIPTION
AND VALUE OF PROPERTY

#### 24. Tax Consolidation Group.

None **☑**  If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION

TAXPAYER IDENTIFICATION NUMBER (EIN)

$^{\circ}$	D	neinn	F	
<i>-</i> 7	Per	ISIMN	- HIII	ıne

None 

✓

If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND

TAXPAYER IDENTIFICATION NUMBER (EIN)

8

\* \* \* \* \* \*

[if completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date 8/26/2009 Signature of Debtor Signature Skeith Scandore Keith Scandore

B 8 (Official Form 8) (12/08)

# UNITED STATES BANKRUPTCY COURT Eastern District of New York

In re	Keith Scandore	Case No.	
	Debtor	_	Chapter 7

## CHAPTER 7 INDIVIDUAL DEBTOR'S STATEMENT OF INTENTION

**PART A** – Debts secured by property of the estate. (Part A must be fully completed for **EACH** debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
Creditor's Name:	Describe Property Securing Debt:
Bank of America	Townhouse Condo 660 East Broadway Long Beach, NY 11561
Property will be <i>(check one)</i> :  ☐ Surrendered ☐ Retained	
If retaining the property, I intend to (check at least one):  Redeem the property Reaffirm the debt	
☐ Other. Explain	(for example, avoid lien using 11 U.S.C. § 522(f))
Property is <i>(check one)</i> : ☐ Claimed as exempt	✓ Not claimed as exempt
Property No. 2	
Creditor's Name:	Describe Property Securing Debt:
Bank of America	Townhouse Condo 660 East Broadway Long Beach, NY 11561
Property will be <i>(check one)</i> :  ☐ Surrendered ☐ Retained	
If retaining the property, I intend to (check at least one):  Redeem the property	
Reaffirm the debt  Other Explain	(for example, avoid lien using 11 U.S.C. § 522(f))
U Other. Explain	(101 example, avoid lieft using 11 0.0.0. § 322(1))
Property is (check one):	
☐ Claimed as exempt	✓ Not claimed as exempt

B 8 (Official Form 8) (12/08)

	Describe Property 2008 GMC Yukon (subject to lien)	Securing Debt:	
✓ Retained			
		lien using 11 U.S.C. § 522(f))	
	Tet oldiniod do exi	-···	
	<b> </b>		
	Decembe Dresents	Securing Debt.	
	2005 30' Grady White (subject to lien)		
☑ Retained			
rheck at least one):			
	(for example, avoid	lien using 11 U.S.C. § 522(f))	
	✓ Not claimed as ex	empt	
PART B – Personal property subject to unexpired leases. (All three columns of Part B must be completed unexpired lease. Attach additional pages if necessary.)  Property No. 1			
Describe Lease	d Property:	Lease will be Assumed pursuant to 11 U.S.C. § 365(p)(2):  YES NO	
	☑ Retained  check at least one):  unexpired leases. ( pages if necessary	2008 GMC Yukon (subject to lien)  Retained  (for example, avoid  Not claimed as example	

Case 8-09-76444-reg Doc 1 Filed 08/28/09 Entered 08/28/09 12:10:17

B 8 (Official Form 8) (12/08)	Page 3
continuation sheets attached (if	any)
I declare under penalty of perjury that securing a debt and/or personal prop	t the above indicates my intention as to any property of my estate erty subject to an unexpired lease.
Date: <b>8/26/2009</b>	s/ Keith Scandore
	Keith Scandore
	Signature of Dobtor

#### B22A (Official Form 22A) (Chapter 7) (12/08)

In re	Keith Scandore	According to the information required to be entered on this statement (check one box as directed in Part I, III, or VI of this statement):
'	Debtor(s)	☐ The presumption arises
Case	Number:	☑ The presumption does not arise
	(If known)	☐ The presumption is temporarily inapplicable.

# CHAPTER 7 STATEMENT OF CURRENT MONTHLY INCOME AND MEANS-TEST CALCULATION

In addition to Schedules I and J, this statement must be completed by every individual chapter 7 debtor, whether or not filing jointly. Unless the exclusion in Line 1C applies, joint debtors may complete a single statement. If the exclusion in Line 1C applies, each joint filer must complete a separate statement.

	Part I. MILITARY AND NON-CONSUMER DEBTORS						
1A	<b>Disabled Veterans.</b> If you are a disabled veteran described in the Declaration in this Part IA, (1) check the box at the beginning of the Declaration, (2) check the box for "The presumption does not arise" at the top of this statement, and (3) complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.						
	□ <b>Declaration of Disabled Veteran.</b> By checking this box, I declare under penalty of perjury that I am a disabled veteran (as defined in 38 U.S.C. § 3741(1)) whose indebtedness occurred primarily during a period in which I was on active duty (as defined in 10 U.S.C. § 101(d)(1)) or while I was performing a homeland defense activity (as defined in 32 U.S.C. §901(1)).						
1B	<b>Non-consumer Debtors.</b> If your debts are not primarily consumer debts, check the box below and complete the verification in Part VIII. Do not complete any of the remaining parts of this statement.						
	☐ <b>Declaration of non-consumer debts.</b> By checking this box, I declare that my debts are not primarily consumer debts.						
10	Reservists and National Guard Members; active duty or homeland defense activity. Members of a reserve component of the Armed Forces and members of the National Guard who were called to active duty (as defined in 10 U.S.C. § 101(d)(1)) after September 11, 2001, for a period of at least 90 days, or who have performed homeland defense activity (as defined in 32 U.S.C. § 901(1)) for a period of at least 90 days, are excluded from all forms of means testing during the time of active duty or homeland defense activity and for 540 days thereafter (the "exclusion period"). If you qualify for this temporary exclusion, (1) check the appropriate boxes and complete any required information in the Declaration of Reservists and National Guard Members below, (2) check the box for "The presumption is temporarily inapplicable" at the top of this statement, and (3) complete the verification in Part VIII. During your exclusion period you are not required to complete the balance of this form, but you must complete the form no later than 14 days after the date on which your exclusion period ends, unless the time for filing a motion raising the means test presumption expires in your case before your exclusion period ends.  Declaration of Reservists and National Guard Members. By checking this box and making the appropriate entries below, I declare that I am eligible for a temporary exclusion from means testing because, as a member of a reserve						
	component of the Armed Forces or the National Guard						
	<ul> <li>a.</li></ul>						
	☐ I was released from active duty on, which is less than 540 days before this bankruptcy case was filed;						
	OR						
	b.  I am performing homeland defense activity for a period of at least 90 days /or/						
	☐ I performed homeland defense activity for a period of at least 90 days, terminating on, which is less than 540 days before this bankruptcy case was filed.						
	Part II. CALCULATION OF MONTHLY INCOME FOR § 707(b)(7) EXCLUSION						

	Marital/filing status. Check the box that applies and complete the balance of this part of this statement as directed.					
	a. 🗹 Unmarried. Complete only Column	•	•			
	b. Married, not filing jointly, with declara					
	penalty of perjury: "My spouse and I and I are living apart other than for th					
2	Code." Complete only Column A ("	D)(2)(A) Of the	Darikrupicy			
	c.  Married, not filing jointly, without the		mplete			
	both Column A ("Debtor's Income"	-	-			
	d. Married, filing jointly. Complete both	r's Income") and Column	B ("Spouse's I	ncome")		
	for Lines 3-11.			1	1	
	All figures must reflect average monthly incom			Column A	Column B	
	six calendar months prior to filing the bankrup before the filing. If the amount of monthly inco			Debtor's	Spouse's	
	divide the six-month total by six, and enter the			Income	Income	
	<del>-</del>			0.000	<u></u>	
3	Gross wages, salary, tips, bonuses, overting			\$12,874.18	\$	
	Income from the operation of a business, p					
4	Line a and enter the difference in the appropria than one business, profession or farm, enter a					
	attachment. Do not enter a number less than a					
	expenses entered on Line b as a deduction		any part or the buenness			
	a. Gross Receipts	Т	\$ 0.00			
	b. Ordinary and necessary business expenses		\$ 0.00			
	c. Business income		Subtract Line b from Line a	\$0.00	\$	
	Rent and other real property income. Subtr	act Line b from Line	a and ontor the difference			
	in the appropriate column(s) of Line 5. <b>Do not</b>					
	include any part of the operating expenses					
	,					
5	a. Gross Receipts		\$ 0.00			
	b. Ordinary and necessary operating expenses		\$ 0.00	0000	Φ.	
	c. Rent and other real property income		Subtract Line b from Line a	\$0.00	\$	
	Interest, dividends, and royalties. \$0.00					
6	Interest, dividends, and royalties.		\$			
7	Pension and retirement income.			\$0.00	\$	
8	Any amounts paid by another person or ent			<b>CO 00</b>	Φ.	
	expenses of the debtor or the debtor's depethat purpose. Do not include alimony or separate that purpose.			\$0.00	\$	
	by your spouse if Column B is completed.	ate maintenance pay	yments or amounts paid			
	-, , ,				<u> </u>	
	Unemployment compensation. Enter the an					
	However, if you contend that unemployment c	ompensation receive	ed by you or your spouse			
9	was a benefit under the Social Security Act, do Column A or B, but instead state the amount i		of such compensation in			
	Coldini 7 Col B, But incloud state the amount	г та орасс всюм.	1			
	Unemployment compensation claimed to	<b>c</b>	¢			
	be a benefit under the Social Security Act	Debtor \$	Spouse \$	\$	\$	
	Income from all others are					
	Income from all other sources. Specify sour					
sources on a separate page. Do not include alimony or separate maintenance payments						
		npleted, but includ	le all other payments of			
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not					
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not Security Act or payments received as a victim	include any benefits of a war crime, crin	received under the Social			
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not	include any benefits of a war crime, crin	received under the Social			
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not Security Act or payments received as a victim	include any benefits of a war crime, crin	received under the Social			
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not Security Act or payments received as a victim	include any benefits of a war crime, crin	received under the Social			
10	paid by your spouse if Column B is con alimony or separate maintenance. Do not Security Act or payments received as a victim	include any benefits of a war crime, crin	received under the Social			

	Total and enter on Line 10.	\$0.00	\$			
11	Subtotal of Current Monthly Income for § 707(b)(7). Add Lines 3 thru 10 in Column A, and, if Column B is completed, add Lines 3 thru 10 in Column B. Enter the total(s). \$12,874					
12	Total Current Monthly Income for § 707(b)(7). If Column B has been completed, add Line 11, Column A to Line 11, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 11, Column A.					
Part III. APPLICATION OF § 707(b)(7) EXCLUSION						
13	Annualized Current Monthly Income for § 707(b)(7). Multiply the amount from Line 12 by the number 12 and enter the result.					
14	Applicable median family income. Enter the median family income for the applicable state and household size. (This information is available by family size at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					
	a. Enter debtor's state of residence: NY b. Enter debtor's household size: 1		\$46,523.00			
	Application of Section 707(b)(7). Check the applicable box and proceed as directed.					
15	☐ The amount on Line 13 is less than or equal to the amount on Line 14. Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete Part VIII; do not complete Parts IV, V, VI or VII.					
	☑ The amount on Line 13 is more than the amount on Line 14. Complete the remaining parts	of this statement.				

Complete Parts IV, V, VI, and VII of this statement only if required. (See Line 15).

	Part IV. CALCULATION OF CURRENT MONTHLY INCOME FOR § 707(b)(2)		
16	Enter the amount from Line 12.	\$12,874.18	
17	Marital adjustment. If you checked the box at Line 2.c, enter on Line 17 the total of any income listed in Line 11, Column B that was NOT paid on a regular basis for the household expenses of the debtor or the debtor's dependents. Specify in the lines below the basis for excluding the Column B income (such as payment of the spouse's tax liability or the spouse's support of persons other than the debtor or the debtor's dependents) and the amount of income devoted to each purpose. If necessary, list additional adjustments on a separate page. If you did not check box at Line 2.c, enter zero.		
	a. \$		
	Total and enter on Line 17.	\$ 0.00	
18	Current monthly income for § 707(b)(2). Subtract Line 17 from Line 16 and enter the result.	\$12,874.18	
	Part V. CALCULATION OF DEDUCTIONS FROM INCOME		
	Subpart A: Deductions under Standards of the Internal Revenue Service (IRS)		
19A	National Standards: food, clothing and other items. Enter in Line 19A the "Total" amount from IRS National Standards for Food, Clothing and Other Items for the applicable household size. (This information is available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)	\$ 517.00	

## B22A (Official Form 22A) (Chapter 7) (12/08)

19B	National Standards: health care. Enter in Line a1 below the amount from IRS National Standards for Out-of-Pocket Health Care for persons under 65 years of age, and in Line a2 the IRS National Standards for Out-of-Pocket Health Care for persons 65 years of age or older. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) Enter in Line b1 the number of members of your household who are under 65 years of age, and enter in Line b2 the number of members of your household who are 65 years of age or older. (The total number of household members must be the same as the number stated in Line 14b.) Multiply Line a1 by Line b1 to obtain a total amount for household members under 65, and enter the result in Line c1. Multiply Line a2 by Line b2 to obtain a total amount for household members 65 and older, and enter the result in Line c2. Add Lines c1 and c2 to obtain a total health care amount, and enter the result in Line 19B.					
	Household members under 65 y	ears of age	Hou	sehold members 65 years of	age or older	
	a1. Allowance per member	60.00	a2.	Allowance per member	144.00	
	b1. Number of members	1.00	b2.	Number of members		
	c1. Subtotal	60.00	c2.	Subtotal		\$ 60.00
20A	Local Standards: housing and uti and Utilities Standards; non-mortga information is available at www.usd	ige expenses for t	he ap	olicable county and household		\$ 623.00
20B	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and household size (this information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 42; subtract Line b from Line a and enter the result in Line 20B. Do not enter an amount less than zero.				sehold size (this enter on Line b the Line 42; subtract	
	a. IRS Housing and Utilities Stand	ards; mortgage/renta	ıl expe	s 1,518.00		
	b. Average Monthly Payment for ar	ny debts secured by h	nome, i	f \$ 3,071.00		
	any, as stated in Line 42.  C. Net mortgage/rental expense			Subtract Line b from Line a		\$ 0.00
21	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 20A and 20B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for vour contention in the space below:				\$	
	Local Standards: transportation; vehicle operation/public transportation expense. You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation.					
22A	Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 8.    If you checked 0, enter on Line 22A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 22A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (These amounts are available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					\$ 280.00
22B	Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an additional deduction for your public transportation expenses, enter on Line 22B the "Public Transportation" amount from IRS Local Standards: Transportation. (This amount is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)				\$ 0.00	

1

23	Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)  ☑ 1 ☐ 2 or more.  Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 42; subtract Line b from Line a and enter the result in Line 23. Do not enter an amount less than zero.			
	<ul><li>a. IRS Transportation Standards, Ownership Costs</li><li>b. Average Monthly Payment for any debts secured by Vehicle 1,</li></ul>	\$489.00		
	as stated in Line 42.	\$720.00		
	c. Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a	\$ 0.00	
24	Local Standards: transportation ownership/lease expense the "2 or more" Box in Line 23.  Enter, in Line a below, the "Ownership Costs" for "One Car" for (available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bank Average Monthly Payments for any debts secured by Vehicle Line a and enter the result in Line 24. Do not enter an amount a. IRS Transportation Standards, Ownership Costs  b. Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 42  c. Net ownership/lease expense for Vehicle 2	rom the IRS Local Standards: Transportation ruptcy court); enter in Line b the total of the 2, as stated in Line 42; subtract Line b from nt less than zero.  \$0.00	\$ 0.00	
25	Other Necessary Expenses: taxes. Enter the total average federal, state and local taxes, other than real estate and sales taxes. social security taxes. and Medicare taxes. Do not inclu	taxes, such as income taxes, self employment	\$ 3,664.36	
	Other Necessary Expenses: involuntary deductions for e	mployment. Enter the total average monthly		
26	payroll deductions that are required for your employment, such as retirement contributions, union dues, and uniform costs. <b>Do not include discretionary amounts, such as voluntary 401(k) contributions.</b>			
	Other Necessary Expenses: life insurance. Enter total avera		\$ 0.00	
27	pay for term life insurance for yourself. Do not include premi whole life or for any other form of insurance.		\$ 0.00	
28	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to the order of a court or administrative agency, such as spousal or child support payments. Do not include payments on past due obligations included in Line 44.			
29	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total average monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.			
30	Other Necessary Expenses: childcare. Enter the total average monthly amount that you actually expend on childcare—such as baby-sitting, day care, nursery and preschool. Do not include other educational payments.			
31	Other Necessary Expenses: health care. Enter the total average monthly amount that you actually expend on health care that is required for the health and welfare of yourself or your dependents, that is not reimbursed by insurance or paid by a health savings account, and that is in excess of the amount entered in Line 19B. Do not include payments for health insurance or health savings accounts listed in Line 34.			
32	Other Necessary Expenses: telecommunication services. you actually pay for telecommunication services other than you service— such as pagers, call waiting, caller id, special long decessary for your health and welfare or that of your dependendeducted.	ur basic home telephone and cell phone istance, or internet service—to the extent	\$ 100.00	
33	Total Expenses Allowed under IRS Standards. Enter the total		\$ 5,394.36	
	Subpart B: Additional Living			
	Note: Do not include any expenses that	t you have listed in Lines 19-32		

	expen		ity Insurance, and Health set out in lines a-c below the			
	a.	Health Insurance	5.	\$401.55		
34	b.	Disability Insuran	ce	\$0.00		
	C.	Health Savings A	ccount	\$		
	If you the sp	ace below:	pend this total amount, sta		rage monthly expenditures in	\$ 401.55
35	Continued contributions to the care of household or family members. Enter the total average actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled member of your household or member of your immediate family who is unable to pay for such expenses.					\$ 0.00
36	Protection against family violence. Enter the total average reasonably necessary monthly expenses that you actually incurred to maintain the safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court.					
37	Home energy costs. Enter the total average monthly amount, in excess of the allowance specified by IRS Local Standards for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation of your actual expenses, and you must demonstrate that the additional amount claimed is reasonable and necessary.					\$
38	Education expenses for dependent children less than 18. Enter the total average monthly expenses that you actually incur, not to exceed \$137.50 per child, for attendance at a private or public elementary or secondary school by your dependent children less than 18 years of age. You must provide your case trustee with documentation of your actual expenses, and you must explain why the amount claimed is reasonable and necessary and not already accounted for in the IRS Standards.					\$ 0.00
39	Additional food and clothing expense. Enter the total average monthly amount by which your food and clothing expenses exceed the combined allowances for food and clothing (apparel and services) in the IRS National Standards, not to exceed 5% of those combined allowances. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.) You must demonstrate that the additional amount claimed is reasonable and necessary.					\$
40	Continued charitable contributions. Enter the amount that you will continue to contribute in the form of cash or financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2).				\$ 100.00	
41	Total Additional Expense Deductions under § 707(b). Enter the total of Lines 34 through 40.			\$ 501.55		
Subpart C: Deductions for Debt Payment						
42	<b>Future payments on secured claims.</b> For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, state the Average Monthly Payment, and check whether the payment includes taxes or insurance. The Average Monthly Payment is the total of all amounts scheduled as contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. If necessary, list additional entries on a separate page. Enter the total of the Average Monthly Payments on Line 42.					
		Name of Creditor	Property Securing the Debt	Monthly Payment	Does payment include taxes or insurance?	
	a.	Bank of America	Long Beach, NY	\$ 2,613.00	u yes u no	
	b.	Bank of America	11	\$ 458.00	☐ yes ☑ no	
	C.	Property Taxes	Long Beach, NY	\$ 1,000.00	u yes 🗹 no	
					Total: Add Lines a, b and c	\$ 4,462.00

43	Other payments on secured claims. If any of debts listed in Line 42 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 42, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page.			
	Name of Creditor Property Securing the Debt 1/60th of the Cure Amount			
	a. GMAC	2008 Yukon	\$ 720.00	
	b. M & T Bank	Grady White	\$ 1,291.00	
			Total: Add Lines a, b and c	\$ 2,011.00
44	Payments on prepetition priority claims. Enter the total amount, divided by 60, of all priority claims, such as priority tax, child support and alimony claims, for which you were liable at the time of your bankruptcy filing. Do not include current obligations, such as those set out in Line 28.			\$ 1,274.98
	Chapter 13 administrative expenses. If you are eligible to file a case under Chapter 13, complete the following chart, multiply the amount in line a by the amount in line b, and enter the resulting administrative expense.			
	a. Projected average monthly Chap		\$	
45	b. Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)  c. Average monthly administrative expense of Chapter 13 case		x 10.00	
	c. Average monthly administrative e	expense of Chapter 13 case	Total: Multiply Lines a and b	\$ 0.00
46	Total Deductions for Debt Payment. Enter the total of Lines 42 through 45.			\$ 7,747.98
	Si	ubpart D: Total Deductions from I	ncome	
47	Total of all deductions allowed under § 707(b)(2). Enter the total of Lines 33, 41, and 46.			\$13,643.89

Part VI. DETERMINATION OF § 707(b)(2) PRESUMPTION				
48	Enter the amount from Line 18 (Current monthly income for § 707(b)(2))			
49	Enter the amount from Line 47 (Total of all deductions allowed under § 707(b)(2))			
50	Monthly disposable income under § 707(b)(2). Subtract Line 49 from Line 48 and enter the result	\$ -769.71		
51	60-month disposable income under § 707(b)(2). Multiply the amount in Line 50 by the number 60 and enter the result.			
52	Initial presumption determination. Check the applicable box and proceed as directed.  ☑ The amount on Line 51 is less than \$6,575 Check the box for "The presumption does not arise" at the top of page 1 of this statement, and complete the verification in Part VIII. Do not complete the remainder of Part VI.  ☐ The amount set forth on Line 51 is more than \$10,950. Check the box for "The presumption arises" at the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII. Do not complete the remainder of Part VI.  ☐ The amount on Line 51 is at least \$6,575, but not more than \$10,950. Complete the remainder of Part VI (Lines 53 through 55).			
53	Enter the amount of your total non-priority unsecured debt			
54	Threshold debt payment amount. Multiply the amount in Line 53 by the number 0.25 and enter the result.	\$ 0.00		
55	Secondary presumption determination. Check the applicable box and proceed as directed.  The amount on Line 51 is less than the amount on Line 54. Check the box for "The presumption does not aris page 1 of this statement, and complete the verification in Part VIII.  The amount on Line 51 is equal to or greater than the amount on Line 54. Check the box for "The presum the top of page 1 of this statement, and complete the verification in Part VIII. You may also complete Part VII.			

		Part VII. ADDITIONAL EXPENSE (	CLAIMS		
56	Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses.				
	Expense Description		Monthly Amount		
	a.		\$		
		Total: Add Lines a, b, and c	\$0.00		
		Part VIII: VERIFICATION			
57		lare under penalty of perjury that the information provided in this state debtors must sign.)  Date: 8/26/2009 Signature: s/ Keith Section 2015	• • • • • • • • • • • • • • • • • • • •		

## Future payments on secured claims (continued)

	Name of Creditor	Property Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?
d.	Condo Fees & Insurance	Long Beach, NY	\$ 391.00	☐ yes ☑ no

## UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF NEW YORK

**Keith Scandore** 

Debtor.

# DECLARATION RE: ELECTRONIC FILING OF PETITION, SCHEDULES & STATEMENTS

#### PART I - DECLARATION OF PETITIONER

PARI	I - DECLARATION OF F	ZITIONER	
	Keith Scandore		
provided this decl ELECTF following	in the electronically filed petitic laration, statements and sched RONIC FILING is to be filed wi	on, statements, schules to the United Sthuth the Clerk once a tronically filed. I un	ty of perjury that the information I have given my attorney and the information needules is true and correct. I consent to my attorney sending my petition, States Bankruptcy Court. I understand that this DECLARATION RE: all schedules have been filed electronically but, in no event, no later than 15 days inderstand that failure to file the signed original of this DECLARATION will cause (3) without further notice.
	at I may proceed under chapt	er 7, 11, 12 or 13 o	ots are primarily consumer debts and has chosen to file under chapter 7] I am of 11 United States Code, understand the relief available under each such chapter in accordance with the chapter specified in this petition.
	_ · ·	ave been authoriz	ship] I declare under penalty of perjury that the information provided in this red to file this petition on behalf of the debtor. The debtor requests relief in
Dated:	8/26/2009	Signed:	s/ Keith Scandore Keith Scandore
			(Applicant)

#### PART II - DECLARATION OF ATTORNEY

I declare under penalty of perjury that I have reviewed the above debtor's petition and that the information is complete and correct to the best of my knowledge. The debtor(s) will have signed this form before I submit the petition, schedules, and statements. I will give the debtor(s) a copy of all forms and information to be filed with the United States Bankruptcy Court, and have followed all other requirements in the most recent attachment to G.O. #162. I further declare that I have examined the above debtor's petition, schedules, and statements and, to the best of my knowledge and belief, they are true, correct, and complete. If an individual, I further declare that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 or 13 of Title 11, United States Code, and have explained the relief available under each such chapter. This declaration is based on all information of which I have knowledge.

Dated: 8/26/2009

/s/ Michael J. Macco

Michael J. Macco, Esq. Attorney for Debtor(s)

## UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF NEW YORK

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a **joint case** (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <a href="mailto:before">before</a> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

B 201 Page 2

1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of the Debtor

I, the debtor, affirm that I have received and read this notice.					
Keith Scandore	Xs/ Keith Scandore	8/26/2009			
Printed Name of Debtor	Keith Scandore				
Case No. (if known)	Signature of Debtor	Date			